

# FISCAL NOTE

**Bill #:** SB0442 **Title:** Regulate importation of non-native fish and wildlife

**Primary Sponsor:** Stonington, E **Status:** As Introduced

Sponsor signature	Date	Chuck Swysgood, Budget Director	Date
-------------------	------	---------------------------------	------

## Fiscal Summary

	<b>FY 2004 Difference</b>	<b>FY 2005 Difference</b>
<b>Expenditures:</b>		
General Fund	\$0	\$0
<b>Revenue:</b>		
General Fund	\$0	\$0
<b>Net Impact on General Fund Balance:</b>	\$0	\$0

- |   |  |
|---|--|
| <input type="checkbox"/> Significant Local Gov. Impact    | <input checked="" type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts |
| <input type="checkbox"/> Dedicated Revenue Form Attached  | <input type="checkbox"/> Needs to be included in HB 2  |

## Fiscal Analysis

### ASSUMPTIONS:

#### **Department of Fish, Wildlife and Parks**

1. Developing a list of “controlled exotic wildlife” and “prohibited exotic wildlife” and developing rules and procedures for the classification review committee will be absorbed within existing FWP budgets.
2. The FWP will adopt rules regarding the issuance of the authorization permit and establish a reasonable fee for the “controlled exotic wildlife” permit. This will generate some limited amount of additional revenue for the FWP.

#### **Department of Livestock**

3. The Department of Livestock (DOL) would continue to administer its statutory responsibility for Importation permits and Health Certificates as per §81-2-701, 702 & 703, MCA.
4. Present DOL staff, within existing budget authority, would accomplish any rule making tasks and serve on the classification review committee as proposed by the bill.
3. Based on the above assumptions, there would be no fiscal impact on the Department of Livestock from the provisions of SB 442.

## **Fiscal Note Request SB0442, As Introduced**

(continued)

### TECHNICAL NOTES:

1. The definition in Section 7 of “wildlife” does not exclude insects. Importation of insects is already covered through the state Animal Plant Health Inspection Service (APHIS) program, so the bill would duplicate standards and efforts already in place for insect importation. The 2001 Legislature in HJ 16 directed the FWP, DPHHS, and Department of Livestock and Agriculture to conduct a study of importation and possession of exotic wildlife and SB 442 is the result of this effort.
2. New Section 2 (1) states that the defined animals “May be imported....without a permit.” This is in direct conflict with existing statute §81-2-703 that states “no animal ....may be brought into the state without a permit.”
3. New Section 2 (1) (a) includes “domestic animals.” Importation of these animals is currently under the jurisdiction of the Department of Livestock. Including domestic animals in this proposed legislation would create duplicate statutes regarding importation of domestic animals.